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FEB 11 2004
P A T E N T & T R A D E M A R K S
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

RCE
PTO/SB/21

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	08/976,440
Filing Date	11/25/1997
First Named Inventor	David B. Smith
Group Art Unit	3663
Examiner Name	N. Moskowitz

Total Number of Pages in This Submission

176469

FEB 13 2004

Attorney Docket Number

RECEIVED

GROUP 3600

ENCLOSURES (check all that apply)

- Fee Transmittal Form
 - Fee Attached
- Amendment/Reply
 - After Final
 - Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Assignment Papers
(for an Application)
- Drawing(s) – Figs.
- Licensing-related Papers
- Petition
- Petition to Convert to a Provisional Application
- Power of Attorney, Revocation Change of Correspondence Address
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s)

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter

Other Enclosure(s)
(please identify below):
RCE Transmittal; check in the amount of \$860.00

Remarks:

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name **Gregory J. Lavorgna, Reg. No. 30,469**

Signature

Date

February 9, 2004

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this paper, along with any documents referred to as being enclosed therewith, is being deposited with the United States Postal Service in an envelope addressed to U.S. Patent Office, Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: **February 9, 2004**.

Typed or printed name **Michelle D. Sebastian**

Signature

Date: **February 9, 2004**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$860.00)

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order Other None Deposit Account:

Deposit Account Number 50-0573

Deposit Account Name Drinker Biddle & Reath LLP

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee required under 37 CFR 1.16 and 1.17 Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

FEE CALCULATION

I. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	\$
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				\$	

2. EXTRA CLAIMS FEES FOR UTILITY AND REISSUE

Total Claims	* -20**	= 0	X	* =	\$ 0	Extra Claims	Fee from below	Fee Paid
Independent Claims	* - 3**	= 0	X	* =	\$ 0			
Multiple Independent				+ 290/145=	\$			

Large Entity Fee Code (\$)	Small Entity Fee Code	Entity Fee Code	Fee Description
1202	18	2202	9 Claims in excess of 20
1201	86	2201	43 Independent claims in excess of 3
1203	290	2203	145 Multiple dependent claim, if not paid
1204	86	2204	43 **Reissue independent claims over original patent
1205	18	2205	9 **Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)			\$ 0

**or number previously paid, if greater; For Reissue, see above

SUBMITTED BY CUSTOMER NO. 23973

Complete if known

Application Number	08/976,440
Filing Date	11/28/1997
First Named Inventor	David B. Smith
Examiner Name	N. Moskowitz

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FEB 13 2004

Group Art Unit	3663
Attorney Docket No.	176469

GROUP 3600

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130			Non-English specification	
1812	2,520			For filing a request for <i>ex parte</i> reexamination	
1804	920*			Requesting publication of SIR prior to Examiner action	
1805	1,840*			Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	475
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510			Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130			Petition to the Commissioner	
1807	50			Processing fee under 37 CFR 1.17(q)	
1806	180			Submission of Information Disclosure Stmt	
8021	40			Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	385
1802	900			Request for expedited examination of a design application	

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$860

Complete if applicable	
Name (Print/Type)	Gregory J. Lavorgna
Registration No. (Attorney/Agent)	30,469
Telephone	(215) 988.2700
Signature	
	Date
	February 9, 2004